HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 19550 of 2006

Between:

C.N.Venugopal

..Petitioner

And

The Government of Andhra Pradesh,
represented by its
Principal Secretary, M.A. & U.D. Department,
Secretariat Buildings, Hyderabad and others.

..Respondents

:ORDER:

Counsel for the petitioner : Shri Rajendra Bussa
Counsel for respondent No.1 : Government Pleader for Municipal Administration
Counsel for respondent No.2 : Shri S.I.Newton
Counsel for respondent Nos.3 & 4 : None

September 20, 2006

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Per G.S. Singhvi, CJ

In this petition, the petitioner has prayed for issue of mandamus to respondent Nos.1 and 2 to remove the unauthorized structure raised by respondent Nos.3 and 4 in premises bearing Door No.10-15-71, Kotakommala Layout, Ward No.10, Tirupati, Chittoor district.

We have heard the learned counsel for the parties to the writ petition and perused the records.

Since the petitioner has already availed the remedy by way of civil suit, which is pending in the Court of Principal Junior Civil Judge, Tirupati, we do not find any justification to entertain the prayer made in the petition.

With the above observations, the writ petition is dismissed leaving the petitioner free to amend the plaint and seek larger relief than the one already prayed.

As a sequel to the dismissal of the main writ petition, W.P.M.P.No.24655 of 2006 filed by the petitioner for interim relief is also dismissed.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

20-09-2006
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